to-day; to-morrow clearing and

WEATHER FORECAST.

colder; fresh south winds.

Highest temperature yesterday, 54; lowest, 38.

The New York Herald, with all that was best of The Sun intertwined with it, and the whole revitalized, is a bigger and better and sounder newspaper than ever before.

VOL. LXXXV.-NO. 184-DAILY.

NEW YORK, WEDNESDAY, MARCH 2, 1921. - ENTERED AS SECOND CLASS MATTER, POST OFFICE, NEW YORK, N. Y.

PRICE TWO CENTS

## CEMENT CONCERNS **VF 31 STATES ARE VDICTED AS TRUST**

Corporations and 40 Iniduals Named as Violalors of Sherman Law by Grand Jury.

MOTOPOLY IS CHARGED

Action Taken Here Result of Evidence Gathered by Untermyer for Lockwood Committee.

CAPITAL OF \$600,000,000

Ironclad Control of 85 P. C. of Product Alleged and Destruction of Competition Charged.

One of the most sweeping cases ever indertaken under the Sherman antitrust law was begun here yesterday when forty individuals and seventy four corporations, comprising what is known as the "cement trust," were indicted for alleged combination in restraint of trade and attempts to onopolize the cement output of the Eighty-five per cent. of this output is alleged to be under their

before the Lockwood Legislative Comwere the only ones in a position to deal with the combine, the members departure of the Marshalls will take of which are scattered through thirtyone States and are said to represent a capital of about \$600,000,000.

It is also the first blow in the naionwide drive which William Rand Thursday. and Isidore J. Kresel, Special Deputy Attorneys General, were appointed to he prices of building materials, there- in Sixteenth street. the housing shortage.

The indictment was filed late in the inaugural. Afternoon by the special Federal Grand
Jury, empanelled in January to hear tary of the Interior, and Mrs. Fall are evidence relating to building trades comfatthews, special Deputy Attorney Gen- with them until after inauguration. eral, who is associated with Mr. Rand rants be issued for all of the individual rived to-night and have taken posses tions named in the indictment. It is un-

ants will be given opportunity to come into court voluntarily. According to the Federal prosecutors, he principal defendants named in the adictment and the ones alleged to have been primarily responsible for the formation of the combine are the Lehigh
Portland Cement Company of Allentown,
Pa.; the Atlas Portland Cement Company of this city, the Cement Securities
Company of Denver, the Alpha Portland
Cement Company of Easton, Pa., and
the Universal Portland Cement Company

Marshall, who organized the Ladies of the Ladies of the Senate and is now their president.

After the luncheon the company, some seventy strong, visited Keith's Theatre to view the motion pictures of the last meeting of the organization, at which the Universal Portland Cement Company

Marshall, who organized the Ladies of the time the lance had found the pussage that the welcomed the operation.

Those in close touch with Caruso's condition declare that while he may have been relieved by the operation.

The lance had found the pussage that time the lance had found the pussage that the welcomed the operation.

Those in close touch with Caruso's condition declare that while he may have been relieved by the operation.

the Universal Portland Cement Company Mrs. Marshall was presented with a of Chicago. Through the strategic location of their five corporations are said to have been able to dominate the industry and to force other concerns to do their will. an, C. A. Irvin and F. G. McKelvy of the Alpha; John R. Morron, L. R. Burch and D. H. MacFarland of the Atlas Y. McGowan of the Lehigh, and B. F. cena by Mr. Untermyer before the Lockwood Committee on December 28.

### All Prices Made Identical.

utors is that those named in the in- R. K. formity of price. It is charged that they combined to divide and allot certain cortions of trade and commerce to mills.

At the Shoreham Hotel the reservaportions of trade and commerce to mills within certain territorial subdivisions of the country and to eliminate competition between the mills in these subdivisions. Maintenance of a uniform practice of refuging to quote prices of cement scept f. o. b. the point of delivery for consumption, uniform charges for bags in which coment is placed for shipment, uniform terms of credit and rates of discount and other alleged acts. rates of discount and other alleged acts

livering their output, it is claimed, consumers have been denied the opportunity of reaping any benefit through proximity to the mills. The effect of this system is to make prices identical, and it is claimed that the business of asking uotations on cement has become an die ceremony, as the quoted prices are nvariably the same.

### Check on Surplus Supplies.

Another feature of the business cought out by the Lockwood Commit-e and dealt with in the indictment, is in "specific work contract." This preacting for more than the exact amount

U. S. Expenses in Paris Cover 300 Page Report

WASHINGTON, March 1. President Wilson trans-mitted to the House late to-day a 300 page statement showing itemized expenditures from the \$150,000,000 war funds and especially amounts spent by the American Peace Mission at

Paris.

The report, called for by resolution of the House, adopted last week after turbulent debate, mublic, however. last week after turbulent debate, was not made public, however. It was referred to the Appropriation Committee, which reported the resolution by Representative Gould, Republican, New York, asking the President for the information, and Chairman Good announced it would be printed overnight and given out to-morrow.

## **VANGUARD ON HAND** FOR INAUGURATION

Every Train Brings Members of New Administration Circle.

FAMILIES ARE

Mrs. Coolidge Honor Guest of Ladies of the Senate at Weekly Luncheon.

New York Herald Bureau. | Washington, D. C., March 1, 1921. |

The gathering of the Republican clans for the inauguration of Mi Harding is in progress and each train brings to the city members of the new dence gathered by Samuel Untermyer Administration circle. The Vice-President-elect and Mrs. Coolidge are estabmittee on Housing and turned over lished at the Willard in an apartment by him to the Federal authorities, who just over that occupied by Vice-President and Mrs. Marshall and on the ssession of their suite.

Charles E. Hughes, who is to be Secretary of State, and Mrs. Hughes are expected at the Shoreham on

Mrs. Weeks, wife of John W. Weeks, who is to be Secretary of War, has removal of pus in the flank, which has conduct against big combines which returned from a visit in Boston and are alleged to have arbitrarily boosted has joined her husband at their home

Pittsburgh after a short visit with Sen-ator and Mrs. Philapder C. Knox. but will

bines. After it had been handed to Federal Judge Augustus N. Hand, Ben A. Brant Elliott, of Virginia will remain

Secretary of Agriculture designate and Mr. Kresel, asked that bench war- Henry C. Wallace and Mrs. Wallace arsion of their apartment. Mrs. Will Hays also arrived last night

derstood that before any effort is made to execute these warrants these defendter General, at the Shoreham.

After spending her first me Washington shopping in the F street dis-trict Mrs. Coolidge was the honor guest of the Ladies of the Senate—an organization of which she will be ex officio president—at their weekly luncheon at

ants and their financial strength these NEW YORK MEN PLAN

Officers of the concerns named in the few Reservations Made for indictment are G. S. Brown, F. M. Coo-

Special Desputch to THE NEW YORK HERALD.

New York city will be well represented Alffleck and Blaine S. Smith of the Uni-versal. Brown and Morron were among ors will come just for the day. Comparatively few reservations for residents the books of the hotels.

Charles D. Hilles, formerly secretary to President Taft, is to be at the Willard, The contention of the Federal prose- as is also Elmer Dover of New York; dictment effectually maintained uni- committeeman from Ohio but whe

AFTER SLIGHT RALLY

Condition Still Grave-Mann, Old Political Foe, Calls.

WASHINGTON, March 1 .- The condition of Champ Clark continues extremely grave, his physician, Dr. Jesse Shoup, announced to-night.

Mr. Clark had a slight rally late in the afternoon and took some liquid nourishment, Dr. Shoup said, and is con-

nourishment, Dr. Shoup said, and is conscious. The former Speaker's pulse also
was said to be stronger to-night.
Many telegrams from all parts of the
country were received to-day inquiring
as to the Democratic leader's condition.
Constant inquiries were made by colleagues, and among those who called
was Representative Mann of Illinois,
who, as the Republican leader of the
House, opposed Mr. Clark for the Speakership.

WASHINGTON, March 1 .- Congressional ton of any surplus which might emsurrans a move for boosting of prices.

To prevent builders from violating the
terms of these contracts the defendants

Continued on Pifth Page,

WARKINGTON, and It. Completes some to the war laws, the House voting to concur in Sentence and the war laws, the House voting to concur in the war laws, the House voting to concur in the war laws, the war laws, the war laws and the war laws a

## CARUSO GOES INTO A RESTFUL SLEEP AFTER OPERATION

Three New Tanks of Oxygen Obtained for Use if It Becomes Necessary.

HIGH FEVER PUZZLING

Fear of More Operations, With Tendency to Drain Singer's Strength.

PATIENT GOES UNSHAVED

Censorship From Siekroom Is Tightened Because of Unfounded Reports.

Enrico Caruso, who has been reported by his physicians as "holding his own" in his fight against pleurisy since his rally ten days ago, took a decided turn for the worse yesterday and another operation was performed. The tenor's secretary, Bruno Zirato, said early this morning that at midnight Mr. Caruso was asleep and that since the operation he had been comfortably. A physician passed the night at the sick man's bedside.

Three additional tanks of oxygen, to be used in the event of a sinking spell, were taken into the Caruso apartment in the Vanderbilt Hotel last night. This was the first renewal of the oxygen supply since his relapse two weeks ago. It could not be definitely learned whether the oxygen was being used. The last word from the sick room was that Caruso was "resting comfortably." There was a rediscuss, that he has been under the influence of opiates for days.

The following bulletin was given out at noon by the five physicians attending the singer

The term "flank." it was explained. by embarrassing the public in its efforts to find a practical solution to the housing shortage.

In Sixteenth street.

Andrew W. Mellon, who will be Secreteferred to a lower section of the pleural cavity on the left side. The operation the housing shortage.

Pittsburgh after a short visit with Sendard was described as a secqueens, told Detectives Skelly and ondary abscess. It was the hope of the ator and Mrs. Philander C. Knox, but will ondary abscess. It was the hope of the return to Washington in time for the inaugural.

Senator Albert B. Fall, to be Secresulside with the removal of the pustary of the Interior, and Mrs. Fall are

The fever has been puzzling in view of the reported successful cleansing of the pleura itself. During a performance in of the Metropolitan received a telegram informing him the operation had reduced Caruso's fever.

Fear that the poisons in Caruso's system might bring about constitutional plications was expressed by friends of the family, but the physicians were

con-committal on the possibility.

Caruso was extremely uncomfortable Monday night, it was learned yesterday, and his physicians were called together several hours before the time set for their usual consultation. It was thought advisable to operate at once. Gas was

nothing to prevent pus from forming nothing to prevent pus from forming silver service.

NEW YORK MEN PLAN
TRIPS TO WASHINGTON

TO THE SERVICE TO THE SER

Everett L. Kirkpatrick of Miami, Fla., and Private Clyde W. Fratt of St. An-drews, Fla., were instantly killed late to-day when their airplane plunged from to-day when their airplane plunged from a great height and crashed at the air

THE Republican Legislature is out for a smashing record in law making. With two months of the session ended the Senate and Assembly are jammed with bills. Leaders are talking about an early adjournment, but bills still are pouring into the hop-ners. Here are some statistics pers. Here are some statistics of the session:

Bills introduced in Senate. 693 Bills in Assembly.....1,006 Bills passed and sent to

In 1920 the number of bills passed by the Legislature and signed by Gov. Smith was 940.

# 2 ARRESTS HERE IN

Part of \$1,000,000 Stolen

TRIED TO SELL PAPER side the Governor and announced that

Leaders of Middle West Bandit Gang Believed Hiding in

with numbers corresponding to three method must be tried out to save the of those stolen in the \$1,000,000 mail cities, and he believes the Governor's now said to be in the possession of most effective plan yet conceived. Post Office authorities in this city. Two men were locked up in Police port, which the physicians would not Headquarters late yesterday afternoon on suspicion of grand larceny after it was said one of them had obtained \$850 for one of the bonds at a banking establishment in East Sixty-ninth "Mr. Caruso has had a second slight street. The police and Post Office inspectors have taken up the case in the

who was identified as Frank Miller, 44, of 1883 Madison street, Ridgewood. Queens, told Detectives Skelly and Dishley, who questioned him in the capital will take an afternoon off East Sixty-seventh street police station, he found the bonds on the side-

blie was found, abandoned, several bands will not be permitted in

# FOR BATTLE WITH JOHNSON TO-DAY

Joint Committee Members to Shoot Questions at Senator and Mayor.

WILL HALT POLITICS

Legislative Session to Be Almost Suspended During Transit Hearing.

LUSK FOR MILLER BILL

Majority Leader Declares It Is Only Protection for New York Public.

the Allies.

New York Herald Bureau, 1 Albany, March 1, 1921.

Traction interests and political exnedlency have not been considered in trying to solve New York's bad transit situation, Clayton R. Lusk, majority leader of the Senate, declared to-day when he took his stand squarely behe was ready to fight for the Execu-

tive's plan. The Senator said that the public has been losing at both ends under the franchise fare plan in operation for two decades in the municipalities of this State. First the people lost their money invested in securities, and next were made straphangers. Some new robbery in Toledo on February 17, are policy lays down the broadest and

ance as the champion of home rule a the hearing scheduled for to-morrow i of great interest to the Capitol. ing a Buffalo local bill dealing with nome rule. Mr. Lusk said : "I am glad to make my position clea

n home rule before that great bur lesque performer, Hiram, gets here ow to tell us all about it.

Legislature Is Ready.

The Legislature is ready for one of

to listen to "Hiram and Hylan." The Mayor and Senator Johnson may expect a busy time before the joint committees, whose members are primed with questions which they say they are going able Post Office inspector and Secret fornia will not be allowed to mix poli-Service agent at work, was accomplished the in the discussion. The committees will hold the debate strictly to the tran

Albany learned to-night that the the main post office. The driver and a clerk were forced to lie down on the to-morrow. The New York delegation is receiving platform, and while they were prone the bandits threw the pouches and three first class mail bags into an automobile and escaped. The automobile was found above the bands will not be preparing for a march up the hill behind a brass band, with the Mayor and Senator Johnson leading the parade. But the order has gone out that brass bands will not be preparing for a march up the said to be prepared to the said to the said to be prepared to the said to be prepared to

which Mr. Lusk represents, they are having something of a transit fight, and a drive has been made against the Government of the Senator faced the local of the War. Office, "Marginal of e and possibly with it the ringleaders of the bandit gang.

Tried to Sell Bonds.

Tried to Sell Bonds.

The man arrested with Miller was Joseph Fisher, 35 years old, of 410 East Situation on the bill is with the Senator sare in the same boat with Mr. Six harrest Detectives were searching their homes last night for possible clues that would tend to identify the men wore.

Bill to Help Public.

ernor's bill. The Senator faced the local of some days. In the words of a high official of the War Office, "Marshal official of the W

of the plound with of pure, normalized the production of the produ

Be sure you see the classified ads in to-day's Telephone Directory of Home and Business Needs in the Want Ad Section. Much useful information there.

## ALBANY IS PRIMED GERMAN INDEMNITY OFFER OF \$7,500,000,000 SCORNED; ALLIES FRAME LAST WORD

Germany Falls Back on Treaty; No More to Offer if Parley Fails; Welcome Discussion, Secretary Says

New York Herald Bureau, London, March 1, 1921.

HERR SCHROEDER, secretary of the German Finance Department and one of the experts of the German reparations delegation, called American newspaper correspondents to his quarters to-night and explained in detail the German proposals. Throughout his talk Herr Schroeder indicated that he considered Germany's offer a magnanimous one. He explained the demand for the retention of Upper Silesia by saying the proposals were based on the presumption that German territory as it now is, would remain intact; that they couldn't

By the Associated Press.

hold good if valuable productive industrial territory was taken by

LONDON, March 1 .- "We have no power to vary our proposals, but if the other side makes suggestions concerning them we can communicate with Berlin, which will make possible a discussion," said Herr Schroeder, speaking for the German delegation.

"If the conference is broken up because our offer does not satisfy the Allies, it cannot be helped," he continued. "We shall have to go back to the treaty and wait for the Allies to submit reparation figures as provided for in the treaty. "It would do France no good to further invade our country; she

would get nothing, and would be put to considerable expense." In the opinion of Herr Schroeder the Allies apparently misunderstood the German offer. It was presented in German, and the delegates could not digest it so quickly, he said. The Allies apparently forgot all about what they had already received from Germany in kind, including estates in Poland and Schleswig, which the Poles and Danes could not pay for. This was a matter for negotiations.

He estimated it would take Germany thirty years to pay under her scheme, which would be more favorable for France, as the 8,000,-000,000 marks it was proposed to raise by international loan would be available immediately for reparations. It was true, he added, that the countries raising the loan would

the restoration of the world. "I see no other way to solve the problem; we cannot make higher offer," Herr Schroeder concluded. "Without Upper Silesia, Germany could not pay the bill."

make a sacrifice, as it was not taxable, but the sacrifice would be for

## ARMIES WAIT CALL GERMANY NERVOUS OF FOCH AT RHINE

der Intense Strain as to

Outcome.

of Coup d'Etat to Name Him

Nation's Dictator.

By RAYMOND SWING.

France Amazed at German Whole Country Laboring Un-Proposals - Prepared to Enforce Terms.

DISCUSSION POSSIBLE ANTI-JEW MOVE RESULTS

Paris--U. S. Troops Not to Move if Advance Is Ordered. By the Associated Press Paris, March 1.—Everything is in Special Cable to The New York Herald. readiness along that part of the Rhine Copyright, 1921, by The New York Herald.

held by the French for a jump forat a few hours' notice should

Parliament. Advance information as received in Paris was that the Ger
A warning of an attempt to effect a 1925; 4,000,000,000 in 1928, 1927 and

erican Army of Occupation in case they would have if these certificates and the moral support from Great Britain for the land operations, it is now suggested that the British navy will suggested that the British navy will lated Press learned to-day.

Simons Proposes 50 Billion Gold Marks, Against 226 Billions Demanded by Paris Agreement.

SAY 20 BILLIONS PAID

Lloyd George Rebukes Late Enemy for Offer; French and English Call In Military Advisers.

FINAL ACTION THURSDAY

Germans Must Change Front Completely or Face United Action by Allied Forces on Land and Sea.

Special Cable to THE NEW YORK HEMALD. Coppright, 1921, by THE NEW YORK HEMALD. New York Herald Bureau, London, March 1, 1921.

Germany in the armed grip of the Allies seems imminent to-night. An absolute volte face on the part of the Germans is all that can avert it. An opportunity will be afforded to the Germans to undergo such a change of heart and propose a settlement of the reparation question in accord with the Parls decisions, but it will be a brief opportunity, and if they fail to take advantage of it France will mobilize, England will aid her and the German people will feel the weight of the conqueror's heel.

At the meeting with the allied representatives at Lancaster House this morning the Germans submitted such counter proposals as led Premier Lloyd George to tell them at once "You have completely misunder-

stood the realities of the situation. There is no use of you putting in further details." The session almost immediately adjourned after Dr. Simons, the Ger-

the proposals represented all that Germany could pay. The allied military and juridical experts went into a conference, which will be continued throughout to-mor

man Foreign Secretary, argued that

To Announce Action Thursday.

row and Thursday.

Late this afternoon this bulletin was issued by the Supreme Council: "It was decided to consult the jur-Berlin Stand Predicted, Says Stinnes Puts Quietus on Threat idical and military advisers to-morrow with a view to informing the German delegation on Thursday as to the measures the Allies propose to take." The significance of the announcement lies in the mention only of the

juridical and military advisers. The Germans proposed that the total reparations demanded of them be fixed at approximately 50,000,-The meeting of Germany's repre- 000,000 marks gold, or about \$7,-

promised they would be redeemed than brigade or two-just enough to lend

d Press learned to-day. No action, as asserted, would be taken beyond occupation of the actual lines now and she got the cook from the same source.

-Adv.

-Adv.

suggested that the British navy will come into play.

The seizure of Hamburg and other German ports is among the contin-

G. O. P. Legislators Plan to Smash Albany Record Special Despatch to THE NEW YORK HERALD.

New York Herald Bureau, Albany, March 1, 1921.

More than 300 measures pending in the two houses deal exclusively with New York city affairs.

**BIG MAIL HOLDUP** 

Bonds Recovered Identified as in Toledo.

This City.

been successfully evacuated. He is resting comfortably." belief the solution of the robbery may be found here. One of the men taken into custody

walk near the Brooklyn Bridge.

Story of the Robbery. The Toledo robbery, which startled to shoot at the two chief spokesments the middle West and set every availagainst the bill. The Senator from Call emoothly and with comparative case A mail truck carrying six registered sit bill and not permit excursions into pouches containing bonds and currency side, lines. Cleveland was held up as it reached Hylan-Tammany-Hearst combination from the Federal Reserve Bank in

Yesterday's developments led the po-

THE NEW YORK HERALD